

Revision to the Definition of “Property(ies)” in the Port of Portland Information Request (redline shows proposed revisions).

The term “Property(ies)” shall refer to any and all real or personal property within the Portland Harbor Investigation Area that Respondent owns, leases, manages, operates, has an easement on, or otherwise has an affiliation. “Property(ies)” shall also include real property Respondent previously owned, leased, managed, operated, or had an easement on, or was otherwise affiliated with if the State of Oregon, any federal agency, or any third party has notified the Port that a property requires investigation or potential cleanup, or that the Port knows or comes to know requires investigation or potential cleanup. Property(ies) shall not mean real property that the Port may have owned or managed only for the purpose of filling and making the property suitable for use or development, where such property was never operated or leased for commercial uses by the Port. The term Property includes aquatic lands owned, leased, or otherwise controlled by Respondent. Please note that you must answer the Questions in this Information Request related to properties outside the Investigation Area if Question 4, Section 2.0 specifically instructs you to.

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Revision to Question 4 in the Port of Portland’s Information Request

4. Identify each and every Property that Respondent currently owns, leases, operates on, or otherwise is affiliated or historically has owned, leased, operated on, or otherwise been affiliated with within the Investigation Area during the period of investigation (1937 – Present) as limited by the revised definition of Property(ies) in this Information Request. Please note that this question includes any aquatic lands owned or leased by Respondent.